Request for Continued Examination (RCE) Transmittal

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995. See the American Inventors Protection Act of 1999 (AIPA).

Application No.	10/678,733
Filing Date	October 2, 2003
Named Inventor(s)	
Gintaras A. Vaisnys et al.	
Group/Art Unit	3762
Examiner Name	A. Alter
Attorney Docket No.	11647.105023

This is a Request for Continued Examination (RCE) under 37 CFR § 1.114 of the above-identified application.

***NOTE**: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice. Final Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (mar. 20, 2000), 1222 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.*

1. **Submission required under 37 C.F.R. § 1.114**
   - a. ☐ Previously submitted
     - i. ☐ Consider the amendment(s)/reply under 37 CFR §1.116 previously filed on _____. (Any unentered amendment(s) referred to above will be entered).
     - ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____.
     - iii. ☐ Other _____.
   - b. ☒ Enclosed
     - i. ☐ Information Disclosure Statement with Form PTO-1449 Form (1-pg.).
     - ii. ☒ Amendment and Response under 37 C.F.R. § 1.116.
     - iii. ☐ Terminal Disclaimer.
     - iv. ☐ Other.

2. **Miscellaneous**
   - a. ☐ Suspension of action on the above-identified application is requested under 37 CFR § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR § 1.17(i) required)
   - b. ☒ Other Transmittal, Petition for 2-month extension of time.

3. **Fees** (The RCE fee under 37 CFR § 1.17(e) is required by 37 CFR § 1.114 when the RCE is filed.)
   - a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 11-0980.
     - i. ☒ RCE Fee required under 37 CFR § 1.17(e) [Fee: $405.00]
     - ii. ☒ Other - Two month extension of time fee [Fee: $245.00]
   - b. ☐ Check in the amount of $_____ enclosed
   - c. ☐ Payment by credit card (Form PTO-2038 enclosed)

Signature of Applicant, Attorney or Agent Required

By: **/William O. Isaacs, II/** Reg. No. 44,165
William O. Isaacs, II

William O . Isaacs, II, Esq.
KING & SPALDING LLP
34th Floor, 1180 Peachtree Street, N.E.
Atlanta, Georgia 30309-3521

Date: July 24, 2009
Telephone: 404.572.4600 Facsimile: 404.572.5134
Customer No. 20786

Certificate of Mailing or Transmission

I hereby certify that this correspondence is being electronically transmitted to: Mail Stop RCE, Commissioner for Patents, Alexandria, VA 22313-1450, Attn: Examiner A. Alter, GAU 3762, on July 24, 2009.

/William O. Isaacs, II/
William O. Isaacs, II, Reg. No. 44,165